

**SUSPEND THE RULES AND PASS THE BILL, HR. 282, WITH AN
AMENDMENT**

**(THE AMENDMENT STRIKES ALL AFTER THE ENACTING
CLAUSE AND INSERTS A NEW TEXT)**

109TH CONGRESS
1ST SESSION

H. R. 282

To hold the current regime in Iran accountable for its threatening behavior
and to support a transition to democracy in Iran.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 2005

Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. CHABOT, Mr. BERMAN, Mr. CANTOR, Mr. ACKERMAN, Mr. ANDREWS, Mr. BACHUS, Ms. BERKLEY, Mrs. BIGGERT, Mr. BOEHLERT, Mr. BURTON of Indiana, Mr. CHANDLER, Mr. COX, Mr. CROWLEY, Mrs. JO ANN DAVIS of Virginia, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. ENGEL, Mr. FALEOMAVAEGA, Mr. FOLEY, Mr. GARRETT of New Jersey, Mr. GREEN of Wisconsin, Ms. HARRIS, Mr. ISRAEL, Mr. JOHNSON of Illinois, Mr. KIRK, Mr. LARSEN of Washington, Mr. McCOTTER, Mr. MENENDEZ, Mr. MICA, Mrs. MYRICK, Mr. NADLER, Mr. NORWOOD, Mr. NUNES, Mr. PENCE, Mr. PLATTS, Mr. PORTER, Mr. ROTHMAN, Mr. ROHRABACHER, Mr. RYAN of Wisconsin, Mr. SAXTON, Mr. SHERMAN, Mr. SHIMKUS, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. SULLIVAN, Mr. TANCREDO, Mr. WELLER, Mr. WEXLER, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on International Relations

A BILL

To hold the current regime in Iran accountable for its threat-



ening behavior and to support a transition to democracy in Iran.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Iran Freedom Support
5 Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title
Sec. 2. Table of contents

TITLE I—CODIFICATION OF SANCTIONS AGAINST IRAN

Sec. 101. Codification of sanctions
Sec. 102. Liability of parent companies for violations of sanctions by foreign entities

TITLE II—AMENDMENTS TO THE IRAN AND LIBYA SANCTIONS ACT OF 1996 AND OTHER PROVISIONS RELATED TO INVESTMENT IN IRAN

Sec. 201. Multilateral regime
Sec. 202. Imposition of sanctions
Sec. 203. Termination of sanctions
Sec. 204. Sunset
Sec. 205. Clarification and expansion of definitions
Sec. 206. United States pension plans
Sec. 207. Technical and conforming amendments

TITLE III—DIPLOMATIC EFFORTS TO CURTAIL IRANIAN NUCLEAR PROLIFERATION AND SPONSORSHIP OF INTERNATIONAL TERRORISM

Sec. 301. Diplomatic efforts
Sec. 302. Strengthening the Nuclear Nonproliferation Treaty

TITLE IV—DEMOCRACY IN IRAN

Sec. 401. Declaration of Congress regarding United States policy toward Iran
Sec. 402. Assistance to support democracy in Iran
Sec. 403. Waiver of certain export license requirements



1 **TITLE I—CODIFICATION OF**
2 **SANCTIONS AGAINST IRAN**

3 **SEC. 101. CODIFICATION OF SANCTIONS.**

4 (a) CODIFICATION OF SANCTIONS.—United States
5 sanctions, controls, and regulations with respect to Iran
6 imposed pursuant to Executive Order 12957, sections 1(b)
7 through (1)(g) and sections (2) through (6) of Executive
8 Order 12959, and sections 2 and 3 of Executive Order
9 13059 (relating to exports and certain other transactions
10 with Iran) as in effect on January 1, 2006, shall remain
11 in effect until the President certifies to the Committee on
12 International Relations of the House of Representatives
13 and the Committee on Foreign Relations of the Senate
14 that the Government of Iran has verifiably dismantled its
15 weapons of mass destruction programs.

16 (b) NO EFFECT ON OTHER SANCTIONS RELATING TO
17 SUPPORT FOR ACTS OF INTERNATIONAL TERRORISM.—
18 Subsection (a) shall have no effect on United States sanc-
19 tions, controls, and regulations relating to a determination
20 under section 6(j)(1)(A) of the Export Administration Act
21 of 1979 (50 U.S.C. App. 2405(j)(1)(A)), section 620A(a)
22 of the Foreign Assistance Act of 1961 (22 U.S.C.
23 2371(a)), or section 40(d) of the Arms Export Control Act
24 (22 U.S.C. 2780(d)) relating to support for acts of inter-



1 national terrorism by the Government of Iran, as in effect
2 on January 1, 2006.

3 **SEC. 102. LIABILITY OF PARENT COMPANIES FOR VIOLA-**
4 **TIONS OF SANCTIONS BY FOREIGN ENTITIES.**

5 (a) IN GENERAL.—In any case in which an entity en-
6 gages in an act outside the United States which, if com-
7 mitted in the United States or by a United States person,
8 would violate Executive Order 12959 of May 6, 1995, Ex-
9 ecutive Order 13059 of August 19, 1997, or any other
10 prohibition on transactions with respect to Iran that is im-
11 posed under the International Emergency Economic Pow-
12 ers Act (50 U.S.C. 1701 et seq.) and if that entity was
13 created or availed of for the purpose of engaging in such
14 an act, the parent company of that entity shall be subject
15 to the penalties for such violation to the same extent as
16 if the parent company had engaged in that act.

17 (b) DEFINITIONS.—In this section—

18 (1) an entity is a “parent company” of another
19 entity if it owns, directly or indirectly, more than 50
20 percent of the equity interest in that other entity
21 and is a United States person; and

22 (2) the term “entity” means a partnership, as-
23 sociation, trust, joint venture, corporation, or other
24 organization.



1 **TITLE II—AMENDMENTS TO THE**
2 **IRAN AND LIBYA SANCTIONS**
3 **ACT OF 1996 AND OTHER PRO-**
4 **VISIONS RELATED TO INVEST-**
5 **MENT IN IRAN**

6 **SEC. 201. MULTILATERAL REGIME.**

7 (a) REPORTS TO CONGRESS.—Section 4(b) of the
8 Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701
9 note) is amended to read as follows:

10 “(b) REPORTS TO CONGRESS.—Not later than six
11 months after the date of the enactment of the Iran Free-
12 dom Support Act and every six months thereafter, the
13 President shall submit to the appropriate congressional
14 committees a report regarding specific diplomatic efforts
15 undertaken pursuant to subsection (a), the results of those
16 efforts, and a description of proposed diplomatic efforts
17 pursuant to such subsection. Each report shall include—

18 “(1) a list of the countries that have agreed to
19 undertake measures to further the objectives of sec-
20 tion 3 with respect to Iran;

21 “(2) a description of those measures,
22 including—

23 “(A) government actions with respect to
24 public or private entities (or their subsidiaries)



1 located in their territories, that are engaged in
2 Iran;

3 “(B) any decisions by the governments of
4 these countries to rescind or continue the provi-
5 sion of credits, guarantees, or other govern-
6 mental assistance to these entities; and

7 “(C) actions taken in international fora to
8 further the objectives of section 3;

9 “(3) a list of the countries that have not agreed
10 to undertake measures to further the objectives of
11 section 3 with respect to Iran, and the reasons
12 therefor; and

13 “(4) a description of any memorandums of un-
14 derstanding, political understandings, or inter-
15 national agreements to which the United States has
16 acceded which affect implementation of this section
17 or section 5(a).”.

18 (b) WAIVER.—Section 4(c) of such Act (50 U.S.C.
19 1701 note) is amended to read as follows:

20 “(c) WAIVER.—

21 “(1) IN GENERAL.—The President may, on a
22 case by case basis, waive for a period of not more
23 than six months the application of section 5(a) with
24 respect to a national of a country, if the President
25 certifies to the appropriate congressional committees



1 at least 30 days before such waiver is to take effect
2 that—

3 “(A) such waiver is vital to the national se-
4 curity interests of the United States; and

5 “(B) the country of the national has un-
6 dertaken substantial measures to prevent the
7 acquisition and development of weapons of mass
8 destruction by the Government of Iran.

9 “(2) SUBSEQUENT RENEWAL OF WAIVER.—If
10 the President determines that, in accordance with
11 paragraph (1), such a waiver is appropriate, the
12 President may, at the conclusion of the period of a
13 waiver under paragraph (1), renew such waiver for
14 subsequent periods of not more than six months
15 each.”.

16 (c) INVESTIGATIONS.—Section 4 of such Act (50
17 U.S.C. 1701 note) is amended by adding at the end the
18 following new subsection:

19 “(f) INVESTIGATIONS.—

20 “(1) IN GENERAL.—The President shall initiate
21 an investigation into the possible imposition of sanc-
22 tions against a person upon receipt by the United
23 States of credible information indicating that such
24 person is engaged in activity related to investment in
25 Iran as described in section 5(a).



1 “(2) DETERMINATION AND NOTIFICATION.—

2 “(A) IN GENERAL.—Not later than 180
3 days after an investigation is initiated in ac-
4 cordance with paragraph (1), the President
5 shall determine, pursuant to section 5(a),
6 whether or not to impose sanctions against a
7 person engaged in activity related to investment
8 in Iran as described in such section as a result
9 of such activity and shall notify the appropriate
10 congressional committees of the basis for such
11 determination.

12 “(B) EXTENSION.—If the President is un-
13 able to make a determination under subpara-
14 graph (A), the President shall notify the appro-
15 priate congressional committees and shall ex-
16 tend such investigation for a subsequent period,
17 not to exceed 180 days, after which the Presi-
18 dent shall make the determination required
19 under such subparagraph and shall notify the
20 appropriate congressional committees of the
21 basis for such determination in accordance with
22 such subparagraph.

23 “(3) DETERMINATIONS REGARDING PENDING
24 INVESTIGATIONS.—Not later than 90 days after the
25 date of the enactment of this Act, the President



1 shall, with respect to any investigation that was
2 pending as of January 1, 2006, concerning a person
3 engaged in activity related to investment in Iran as
4 described in section 5(a), determine whether or not
5 to impose sanctions against such person as a result
6 of such activity and shall notify the appropriate con-
7 gressional committees of the basis for such deter-
8 mination.

9 “(4) PUBLICATION.—Not later than 10 days
10 after the President notifies the appropriate congres-
11 sional committees under paragraphs (2) and (3), the
12 President shall ensure publication in the Federal
13 Register of the identification of the persons against
14 which the President has made a determination that
15 the imposition of sanctions is appropriate, together
16 with an explanation for such determination.”.

17 **SEC. 202. IMPOSITION OF SANCTIONS.**

18 (a) SANCTIONS WITH RESPECT TO DEVELOPMENT
19 OF PETROLEUM RESOURCES.—Section 5(a) of the Iran
20 and Libya Sanctions Act of 1996 (50 U.S.C. 1701 note)
21 is amended—

22 (1) in the heading, by striking “TO IRAN” and
23 inserting “TO THE DEVELOPMENT OF PETROLEUM
24 RESOURCES OF IRAN”;

25 (2) by striking “(6)” and inserting “(5)”; and



1 (3) by striking “with actual knowledge,”.

2 (b) SANCTIONS WITH RESPECT TO DEVELOPMENT
3 OF WEAPONS OF MASS DESTRUCTION OR OTHER MILI-
4 TARY CAPABILITIES.—Section 5(b) of such Act (50 U.S.C.
5 1701 note) is amended to read as follows:

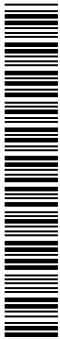
6 “(b) MANDATORY SANCTIONS WITH RESPECT TO
7 DEVELOPMENT OF WEAPONS OF MASS DESTRUCTION OR
8 OTHER MILITARY CAPABILITIES.—Notwithstanding any
9 other provision of law, the President shall impose two or
10 more of the sanctions described in paragraphs (1) through
11 (5) of section 6 if the President determines that a person
12 has, on or after the date of the enactment of this Act,
13 exported, transferred, or otherwise provided to Iran any
14 goods, services, technology, or other items knowing that
15 the provision of such goods, services, technology, or other
16 items would contribute to the ability of Iran to—

17 “(1) acquire or develop chemical, biological, or
18 nuclear weapons or related technologies; or

19 “(2) acquire or develop destabilizing numbers
20 and types of advanced conventional weapons.”.

21 (c) PERSONS AGAINST WHICH THE SANCTIONS ARE
22 TO BE IMPOSED.—Section 5(c)(2) of such Act (50 U.S.C.
23 1701 note) is amended—

24 (1) in subparagraph (B), by striking “, with ac-
25 tual knowledge,” and by striking “or” at the end;



1 (2) in subparagraph (C), by striking “, with ac-
2 tual knowledge,” and by striking the period at the
3 end and inserting “; or”; and

4 (3) by adding after subparagraph (C) the fol-
5 lowing new subparagraph:

6 “(D) is a private or government lender, in-
7 surer, underwriter, or guarantor of the person
8 referred to in paragraph (1) if that private or
9 government lender, insurer, underwriter, or
10 guarantor engaged in the activities referred to
11 in paragraph (1).”.

12 (d) EFFECTIVE DATE.—The amendments made by
13 this section shall apply with respect to actions taken on
14 or after March 15, 2006.

15 **SEC. 203. TERMINATION OF SANCTIONS.**

16 Section 8(a) of the Iran and Libya Sanctions Act of
17 1996 (50 U.S.C. 1701 note) is amended—

18 (1) in paragraph (1)(C), by striking “and” at
19 the end;

20 (2) in paragraph (2), by striking the period at
21 the end and inserting “; and”; and

22 (3) by adding at the end the following new
23 paragraph:

24 “(3) poses no significant threat to United
25 States national security, interests, or allies.”.



1 **SEC. 204. SUNSET.**

2 Section 13 of the Iran and Libya Sanctions Act of
3 1996 (50 U.S.C. 1701 note) is amended—

4 (1) in the section heading, by striking “; **SUN-**
5 **SET**”;

6 (2) in subsection (a), by striking the subsection
7 designation and heading; and

8 (3) by striking subsection (b).

9 **SEC. 205. CLARIFICATION AND EXPANSION OF DEFINI-**
10 **TIONS.**

11 (a) **PERSON.**—Section 14(14)(B) of the Iran and
12 Libya Sanctions Act of 1996 (50 U.S.C. 1701 note) is
13 amended—

14 (1) by inserting after “trust,” the following: “fi-
15 nancial institution, insurer, underwriter, guarantor,
16 any other business organization, including any for-
17 eign subsidiaries of the foregoing,”; and

18 (2) by inserting before the semicolon the fol-
19 lowing: “, such as an export credit agency”.

20 (b) **PETROLEUM RESOURCES.**—Section 14(15) of the
21 Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701
22 note) is amended by inserting after “petroleum” the sec-
23 ond place it appears, the following: “, petroleum by-prod-
24 ucts,”.

25 **SEC. 206. UNITED STATES PENSION PLANS.**

26 (a) **FINDINGS.**—Congress finds the following:



1 (1) The United States and the international
2 community face no greater threat to their security
3 than the prospect of rogue regimes who support
4 international terrorism obtaining weapons of mass
5 destruction, and particularly nuclear weapons.

6 (2) Iran is the leading state sponsor of inter-
7 national terrorism and is close to achieving nuclear
8 weapons capability but has paid no price for nearly
9 twenty years of deception over its nuclear program.
10 Foreign entities that have invested in Iran's energy
11 sector, despite Iran's support of international ter-
12 rorism and its nuclear program, have afforded Iran
13 a free pass while many United States entities have
14 unknowingly invested in those same foreign entities.

15 (3) United States investors have a great deal at
16 stake in preventing Iran from acquiring nuclear
17 weapons.

18 (4) United States investors can have consider-
19 able influence over the commercial decisions of the
20 foreign entities in which they have invested.

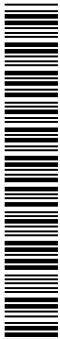
21 (b) PUBLICATION IN FEDERAL REGISTER.—Not
22 later than six months after the date of the enactment of
23 this Act and every six months thereafter, the Secretary
24 of State shall ensure publication in the Federal Register
25 of a list of all United States and foreign entities that have



1 invested more than \$20,000,000 in Iran's energy sector
2 between August 5, 1996, and the date of such publication.
3 Such list shall include an itemization of individual invest-
4 ments of each such entity, including the dollar value, in-
5 tended purpose, and current status of each such invest-
6 ment.

7 (c) SENSE OF CONGRESS RELATING TO DIVESTI-
8 TURE FROM IRAN.—It is the sense of Congress that, upon
9 publication of a list in the relevant Federal Register under
10 subsection (b), managers of United States Government
11 pension plans or thrift savings plans, managers of pension
12 plans maintained in the private sector by plan sponsors
13 in the United States, and managers of mutual funds sold
14 or distributed in the United States should, to the extent
15 consistent with the legal and fiduciary duties otherwise im-
16 posed on them, immediately initiate efforts to divest all
17 investments of such plans or funds in any entity included
18 on the list.

19 (d) SENSE OF CONGRESS RELATING TO PROHIBI-
20 TION ON FUTURE INVESTMENT.—It is the sense of Con-
21 gress that, upon publication of a list in the relevant Fed-
22 eral Register under subsection (b), there should be, to the
23 extent consistent with the legal and fiduciary duties other-
24 wise imposed on them, no future investment in any entity
25 included on the list by managers of United States Govern-



1 ment pension plans or thrift savings plans, managers of
2 pension plans maintained in the private sector by plan
3 sponsors in the United States, and managers of mutual
4 funds sold or distributed in the United States.

5 **SEC. 207. TECHNICAL AND CONFORMING AMENDMENTS.**

6 (a) FINDINGS.—Section 2 of the Iran and Libya
7 Sanctions Act of 1996 (50 U.S.C. 1701 note) is amended
8 by striking paragraph (4).

9 (b) DECLARATION OF POLICY.—Section 3 of the Iran
10 and Libya Sanctions Act of 1996 (50 U.S.C. 1701 note)
11 is amended—

12 (1) in subsection (a), by striking “(a) POLICY
13 WITH RESPECT TO IRAN.—”; and

14 (2) by striking subsection (b).

15 (c) TERMINATION OF SANCTIONS.—Section 8 of the
16 Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701
17 note) is amended—

18 (1) in subsection (a), by striking “(a) IRAN.—
19 ”; and

20 (2) by striking subsection (b).

21 (d) DURATION OF SANCTIONS; PRESIDENTIAL WAIV-
22 ER.—Section 9(c)(2)(C) of the Iran and Libya Sanctions
23 Act of 1996 (50 U.S.C. 1701 note) is amended to read
24 as follows:



1 “(C) an estimate of the significance of the
2 provision of the items described in section 5(a)
3 or section 5(b) to Iran’s ability to, respectively,
4 develop its petroleum resources or its weapons
5 of mass destruction or other military capabili-
6 ties; and”.

7 (e) REPORTS REQUIRED.—Section 10(b)(1) of the
8 Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701
9 note) is amended by striking “and Libya” each place it
10 appears.

11 (f) DEFINITIONS.—Section 14 of the Iran and Libya
12 Sanctions Act of 1996 (50 U.S.C. 1701 note) is
13 amended—

14 (1) in paragraph (9)—

15 (A) in the matter preceding subparagraph

16 (A), by—

17 (i) striking “, or with the Government
18 of Libya or a nongovernmental entity in
19 Libya,”; and

20 (ii) by striking “nongovenmental” and
21 inserting “nongovernmental”; and

22 (B) in subparagraph (A), by striking “or
23 Libya (as the case may be)”;

24 (2) by striking paragraph (12); and



1 (3) by redesignating paragraphs (13), (14),
2 (15), (16), and (17) as paragraphs (12), (13), (14),
3 (15), and (16), respectively.

4 (g) SHORT TITLE.—

5 (1) IN GENERAL.—Section 1 of the Iran and
6 Libya Sanctions Act of 1996 (50 U.S.C. 1701 note)
7 is amended by striking “and Libya”.

8 (2) REFERENCES.—Any reference in any other
9 provision of law, regulation, document, or other
10 record of the United States to the “Iran and Libya
11 Sanctions Act of 1996” shall be deemed to be a ref-
12 erence to the “Iran Sanctions Act of 1996”.

13 **TITLE III—DIPLOMATIC EF-**
14 **FORTS TO CURTAIL IRANIAN**
15 **NUCLEAR PROLIFERATION**
16 **AND SPONSORSHIP OF INTER-**
17 **NATIONAL TERRORISM**

18 **SEC. 301. DIPLOMATIC EFFORTS.**

19 (a) SENSE OF CONGRESS RELATING TO UNITED NA-
20 TIONS SECURITY COUNCIL AND THE INTERNATIONAL
21 ATOMIC ENERGY AGENCY.—It is the sense of Congress
22 that the President should instruct the United States Per-
23 manent Representative to the United Nations to work to
24 secure support at the United Nations Security Council for
25 a resolution that would impose sanctions on Iran as a re-

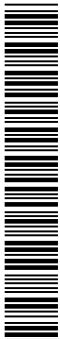


1 sult of its repeated breaches of its nuclear nonproliferation
2 obligations, to remain in effect until Iran has verifiably
3 dismantled its weapons of mass destruction programs.

4 (b) PROHIBITION ON ASSISTANCE TO COUNTRIES
5 THAT INVEST IN THE ENERGY SECTOR OF IRAN.—

6 (1) WITHHOLDING OF ASSISTANCE.—If, on or
7 after April 13, 2005, a foreign person (as defined in
8 section 14 of the Iran Sanctions Act of 1996 (50
9 U.S.C. 1701 note), as renamed pursuant to section
10 208(g)(1)) or an agency or instrumentality of a for-
11 eign government has more than \$20,000,000 in-
12 vested in Iran's energy sector, the President shall,
13 until the date on which such person or agency or in-
14 strumentality of such government terminates such
15 investment, withhold assistance under the Foreign
16 Assistance Act of 1961 (22 U.S.C. 2151 et seq.) to
17 the government of the country to which such person
18 owes allegiance or to which control is exercised over
19 such agency or instrumentality.

20 (2) WAIVER.—Assistance prohibited by this sec-
21 tion may be furnished to the government of a for-
22 eign country described in subsection (a) if the Presi-
23 dent determines that furnishing such assistance is
24 important to the national security interests of the
25 United States, furthers the goals described in this



1 Act, and, not later than 15 days before obligating
2 such assistance, notifies the Committee on Inter-
3 national Relations of the House of Representatives,
4 the Committee on Foreign Relations of the Senate,
5 the Committee on Appropriations of the House of
6 Representatives, and the Committee on Appropria-
7 tions of the Senate of such determination and sub-
8 mits to such committees a report that includes—

9 (A) a statement of the determination;

10 (B) a detailed explanation of the assistance
11 to be provided;

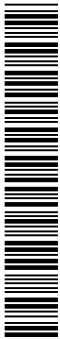
12 (C) the estimated dollar amount of the as-
13 sistance; and

14 (D) an explanation of how the assistance
15 furthers United States national security inter-
16 ests.

17 **SEC. 302. STRENGTHENING THE NUCLEAR NONPROLIFERA-**
18 **TION TREATY.**

19 (a) FINDINGS.—Congress finds the following:

20 (1) Article IV of the Treaty on the Non-Pro-
21 liferation of Nuclear Weapons (commonly referred to
22 as the “Nuclear Nonproliferation Treaty” or
23 “NPT”) states that countries that are parties to the
24 Treaty have the “inalienable right . . . to develop re-
25 search, production and use of nuclear energy for



1 peaceful purposes without discrimination and in con-
2 formity with articles I and II of this Treaty.”.

3 (2) Iran has manipulated Article IV of the Nu-
4 clear Nonproliferation Treaty to acquire technologies
5 needed to manufacture nuclear weapons under the
6 guise of developing peaceful nuclear technology.

7 (3) Legal authorities, diplomatic historians, and
8 officials closely involved in the negotiation and ratifi-
9 cation of the Nuclear Nonproliferation Treaty state
10 that the Treaty neither recognizes nor protects such
11 a per se right to all nuclear technology, such as en-
12 richment and reprocessing, but rather affirms that
13 the right to the use of peaceful nuclear energy is
14 qualified.

15 (b) DECLARATION OF CONGRESS REGARDING
16 UNITED STATES POLICY TO STRENGTHEN THE NUCLEAR
17 NONPROLIFERATION TREATY.—Congress declares that it
18 should be the policy of the United States to support diplo-
19 matic efforts to end the manipulation of Article IV of the
20 Nuclear Nonproliferation Treaty, as undertaken by Iran,
21 without undermining the Treaty itself.



1 **TITLE IV—DEMOCRACY IN IRAN**

2 **SEC. 401. DECLARATION OF CONGRESS REGARDING**
3 **UNITED STATES POLICY TOWARD IRAN.**

4 (a) IN GENERAL.—Congress declares that it should
5 be the policy of the United States to support independent
6 human rights and peaceful pro-democracy forces in Iran.

7 (b) RULE OF CONSTRUCTION.—Nothing in this Act
8 shall be construed as authorizing the use of force against
9 Iran.

10 **SEC. 402. ASSISTANCE TO SUPPORT DEMOCRACY IN IRAN.**

11 (a) AUTHORIZATION.—

12 (1) IN GENERAL.—The President is authorized
13 to provide financial and political assistance (includ-
14 ing the award of grants) to foreign and domestic in-
15 dividuals, organizations, and entities that support
16 democracy and the promotion of democracy in Iran.
17 Such assistance may include the award of grants to
18 eligible independent pro-democracy radio and tele-
19 vision broadcasting organizations that broadcast into
20 Iran.

21 (2) LIMITATION ON ASSISTANCE.—In accord-
22 ance with the rule of construction described in sub-
23 section (b) of section 401, none of the funds author-
24 ized under this section shall be used to support the
25 use of force against Iran.



1 (b) ELIGIBILITY FOR ASSISTANCE.—Financial and
2 political assistance under this section may be provided
3 only to an individual, organization, or entity that—

4 (1) officially opposes the use of violence and
5 terrorism and has not been designated as a foreign
6 terrorist organization under section 219 of the Im-
7 migration and Nationality Act (8 U.S.C. 1189) at
8 any time during the preceding four years;

9 (2) advocates the adherence by Iran to non-
10 proliferation regimes for nuclear, chemical, and bio-
11 logical weapons and materiel;

12 (3) is dedicated to democratic values and sup-
13 ports the adoption of a democratic form of govern-
14 ment in Iran;

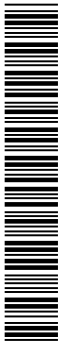
15 (4) is dedicated to respect for human rights, in-
16 cluding the fundamental equality of women;

17 (5) works to establish equality of opportunity
18 for people; and

19 (6) supports freedom of the press, freedom of
20 speech, freedom of association, and freedom of reli-
21 gion.

22 (c) FUNDING.—The President may provide assistance
23 under this section using—

24 (1) funds available to the Middle East Partner-
25 ship Initiative (MEPI), the Broader Middle East



1 and North Africa Initiative, and the Human Rights
2 and Democracy Fund; and

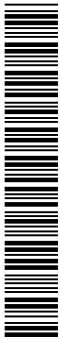
3 (2) amounts made available pursuant to the au-
4 thorization of appropriations under subsection (g).

5 (d) NOTIFICATION.—Not later than 15 days before
6 each obligation of assistance under this section, and in ac-
7 cordance with the procedures under section 634A of the
8 Foreign Assistance Act of 1961 (22 U.S.C. 2394–l), the
9 President shall notify the Committee on International Re-
10 lations and the Committee on Appropriations of the House
11 of Representatives and the Committee on Foreign Rela-
12 tions and the Committee on Appropriations of the Senate.
13 Such notification shall include, as practicable, the types
14 of programs supported by such assistance and the recipi-
15 ents of such assistance.

16 (e) SENSE OF CONGRESS REGARDING DIPLOMATIC
17 ASSISTANCE.—It is the sense of Congress that—

18 (1) contacts should be expanded with opposition
19 groups in Iran that meet the criteria under sub-
20 section (b);

21 (2) support for a transition to democracy in
22 Iran should be expressed by United States rep-
23 resentatives and officials in all appropriate inter-
24 national fora;



1 (3) efforts to bring a halt to the nuclear weap-
2 ons program of Iran, including steps to end the sup-
3 ply of nuclear components or fuel to Iran, should be
4 intensified, with particular attention focused on the
5 cooperation regarding such program—

6 (A) between the Government of Iran and
7 the Government of the Russian Federation; and

8 (B) between the Government of Iran and
9 individuals from China and Pakistan, including
10 the network of Dr. Abdul Qadeer (A. Q.) Khan;
11 and

12 (4) officials and representatives of the United
13 States should—

14 (A) strongly and unequivocally support in-
15 digenous efforts in Iran calling for free, trans-
16 parent, and democratic elections; and

17 (B) draw international attention to viola-
18 tions by the Government of Iran of human
19 rights, freedom of religion, freedom of assem-
20 bly, and freedom of the press.

21 (f) AUTHORIZATION OF APPROPRIATIONS.—There is
22 authorized to be appropriated to the Department of State
23 such sums as may be necessary to carry out this section.



1 **SEC. 403. WAIVER OF CERTAIN EXPORT LICENSE REQUIRE-**
2 **MENTS.**

3 The Secretary of State may, in consultation with the
4 Secretary of Commerce, waive the requirement to obtain
5 a license for the export to, or by, any person to whom
6 the Department of State has provided a grant under a
7 program to promote democracy or human rights abroad,
8 any item which is commercially available in the United
9 States without government license or permit, to the extent
10 that such export would be used exclusively for carrying
11 out the purposes of the grant.

